IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.2753 OF 2004

Ramesh Ramchandra Sonawane .. Petitioner

Versus

Sr. Police Officer, Jaikheda
Police Station & Ors. .. Respondents

Mr.Ramesh Dubepatil i/b M/s. Jay & Co. for petitioner
Mr.S.R.Shinde, APP for State

CORAM : R.M.S.KHANDEPARKER &

P.V.KAKADE, JJ.

DATE : 3RD MARCH, 2005.

P.C.

. The petitioner prays for direction to some Senior Officer of CID Maharashtra Police to carry out the investigation in the matter of alleged harassment to the Petitioner at the hands of Respondent Nos.1 and 2, further regarding illegality of registration of C.R.No.114 of 2004 and C.R.No.124 of 2004 by Respondent No.1 and further for quashing of the said CRs as well as for direction to the Respondent no.1 Police Station to register F.I.R. against Sunil Thakre for allegedly assaulting and abusing the petitioner.

2. As regards the question of quashing of FIR the same does not arise, as on the face of FIR it discloses cognizable offences and therefore question of quashing of the said FIR does not arise. As regards the request for direction to some Senior Officer of CID Maharashtra Police to carry out the investigation into the matter of alleged harassment to the petitioner and for direction to registration of FIR for alleged assaulting and abusing against Sunil Thakre, the petitioner has alternate efficacious remedy in the form of filing complaint before the Magistrate and petitioner can certainly approach the Magistrate. Neither in the petition nor in the course of argument there is any explanation has been given as to why the Petitioner has not approached the Magistrate in that regard. In view of the fact that the alternative efficacious remedy is available, the question of granting of such reliefs does not arise, and hence the Petition is rejected.

(R.M.S.Khandeparkar, J.)

(P.V.Kakade, J.)